

October 29, 2009

Honorable Charles N. Clevert, Jr.
Federal Courthouse, Courtroom 222
517 East Wisconsin Avenue
Milwaukee, Wisconsin

Re: Miller v. Milwaukee County, et al
Case No. 08C0377

Dear Judge Clevert:

This letter is to update the court regarding some of the matters that were discussed at the October 27, 2009 final pre-trial in the above action.

First, the parties have not been able to arrive at a settlement and therefore we expect this case to proceed to trial on November 2, 2009.

Second, I spoke with my client on October 28, 2009 and he informs me that he has no dietary restrictions.

Third, because of my client's lack of mobility, he has agreed to waive his right to be present at sidebar conferences at trial.

Finally, my office will redact the plaintiff's exhibits as directed by the Court to exclude any reference to social security numbers and dates of birth. At trial, I will have the redacted exhibits for filing with the court and the original, un-redacted exhibits available for inspection.

s/Christopher Lowe

Christopher Lowe, State Bar No. 01009790

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